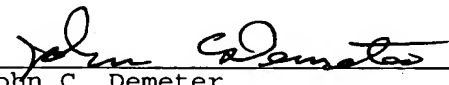




May 15/1623 \$

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES			ATTORNEY'S DOCKET NO. X-12636
SERIAL NO. 10/048,239	FILING DATE April 30, 2002	EXAMINER L. Maier	GROUP ART UNIT 1623
IN RE APPLICATION OF ECTOPARASITICIDAL AQUEOUS SUSPENSION FORMULATIONS OF SPINOSYNS			
TO THE COMMISSIONER FOR PATENTS: Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 11, 2003 of the Primary Examiner finally rejecting Claim(s) 2-4, 8-10, 12, 13 and 16. () Notice of Appeal fee not required (fee paid in prior appeal of this application) (X) Notice of Appeal fee \$330.00 () Applicant(s) petition(s) under 37 C.F.R. 1.136 for an extension of time to file the foregoing Notice of Appeal as follows: () One month (\$110.00) () Two months (\$420.00) () Three months (\$950.00) Please charge the fees indicated in the amount \$330.00 to Deposit Account No. 05-0840. The Commissioner is hereby authorized to charge any additional fees which may be required by this or any related paper, or credit any overpayment to Deposit Account No. 05-0840. Two copies of this sheet are enclosed. <div style="text-align: right;"> John C. Demeter Attorney for Applicant Registration No. 30,167 Phone: 317-276-3785</div> ELI LILLY AND COMPANY Patent Division P.O. Box 6288 Indianapolis, Indiana 46206-6288 <u>March 11, 2004</u> CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below: By <u>K.S. Rhoades</u> ELI LILLY AND COMPANY Date <u>3-11-04</u>			